

**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI**

DIVISION: 6

By HON. WARREN R. DARROW

CASE NO. P1300CR20081339

JEANNE HICKS, CLERK

By: Heather Smith, Deputy Clerk

DATE: September 1, 2010

FILED
DATE: 09/01/10
9:16 O'Clock A.M.
JEANNE HICKS, CLERK
BY: HEATHER SMITH
Deputy

TITLE:

STATE OF ARIZONA

(Plaintiff)

Vs.

STEVEN CARROLL DEMOCKER

(D-1)

(Defendant)

COUNSEL:

Yavapai County Attorney (e)

(For Plaintiff)

John Sears (e)

Larry Hammond & Anne Chapman (e)

OSBORN MALEDON, P.A.

(For Defendant)

HEARING ON:

Jury Trial – Day 42

NATURE OF PROCEEDINGS

COURT REPORTER

Sandra K Markham

START TIME: 9:16 a.m.

APPEARANCES: Joseph Butner, Deputy County Attorney
Jeff Paupore, Deputy County Attorney
John Sears, Counsel for Defendant
Larry Hammond, Counsel for Defendant
Anne Chapman, Counsel for Defendant
Steven Carroll Democker, Defendant in Custody

At 9:16 a.m., Court reconvenes with both County Attorneys, all Defense Counsel and the Defendant present, outside the presence of the Jury Panel.

Court has provided Counsel with a copy of a jury question. Brief discussion takes place.

Court and Counsel will take that issue up at a later time.

***** Recess at 9:19 a.m. *****

At 9:20 a.m., Court reconvenes with both County Attorneys, all Defense Counsel, and the Jury Panel present.

Erin Daniel resumes testifying, having previously been sworn.

Counsel stipulate to the admission of exhibit 3216. Exhibit 3216 is admitted.

Counsel for Defendant moves for the admission of exhibit 3219. Counsel for State has no objection. Exhibit 3219 is admitted.

Counsel for Defendant moves for the admission of exhibit 3220. Counsel for State has no objection. Exhibit 3220 is admitted.

Counsel for Defendant moves for the admission of exhibit 3218. Counsel for State has no objection. Exhibit 3218 is admitted.

Counsel for State moves for the admission of exhibits 3217, 3213, 3212, 3211, 3210, 3209, 3208, 3207, 3206, 3205, 3204, 3203 and 3202. Counsel for State has no objection. Exhibits 3217, 3213, 3212, 3211, 3210, 3209, 3208, 3207, 3206, 3205, 3204, 3203 and 3202 are admitted.

Court reminds the Jury Panel of the admonition. All parties shall return at 10:50

***** Recess at 10:30 a.m. *****

At 10:50 a.m., Court reconvenes with both County Attorneys, all Defense Counsel, and the Jury Panel present.

Erin Daniel resumes testifying, having previously been sworn.

Counsel for Defendant moves for the admission of exhibit 3221. Counsel for State has no objection. Exhibit 3221 is admitted.

Counsel for State moves for the admission of exhibit 3227. Counsel for Defendant has no objection. Exhibit 3227 is admitted.

Counsel for State moves for the admission of exhibits 3229, 3230 and 3231. Counsel for Defendant has no objection. Exhibits 3229, 3230 and 3231 are admitted.

Court reminds the Jury Panel of the admonition. Jury Panel shall return at 1:35 p.m.

At 12:04 p.m., the Jury Panel exits the Courtroom.

Court, Counsel and Defendant remain.

Parties briefly discuss exhibits 3225 and 3226 in that certain items on both exhibits have been removed from the prior report.

Counsel for Defendant, Hammond, reminds the Court, his DNA witness will also be present today, during the testimony of the State's DNA witness pursuant to this Court's previous order allowing their presence.

Court directs Counsel to return at 1:20 p.m.

***** Noon Recess at 12:13 p.m. *****

At 1:26 p.m., Court reconvenes with both County Attorneys, all Defense Counsel and the Defendant present outside the presence of the Jury Panel.

Court and Counsel discuss jury questions.

At 1:44 p.m., Court exits the Courtroom.

At 1:45 p.m., the Jury Panel enters the Courtroom.

At 1:46 p.m., the Court enters the Courtroom.

Erin Daniel resumes testifying, having previously been sworn.

Court relays the questions to the witness.

Court and counsel meet at sidebar, off the record, to discuss further questions from the Jury Panel.

Court relays further questions to the witness.

Witness is excused.

Alexis Brown is sworn and testifies.

Court reminds the Jury Panel of the admonition. All parties shall return in 20 minutes.

***** Recess at 3:00 p.m. *****

At 3:27 p.m., Court reconvenes with both County Attorneys, all Defense Counsel, and the Jury Panel present.

Alexis Brown resumes testifying, having previously been sworn.

Counsel for State moves for the admission of exhibit 3225. Counsel for Defendant has no objection. Exhibit 3225 is admitted.

Counsel for State moves for the admission of exhibit 3226. Counsel for Defendant has no objection. Exhibit 3226 is admitted.

Court reminds the Jury Panel of the admonition. The Jury Panel shall return at 9:15 a.m. tomorrow, Thursday, September 2, 2010.

At 4:32 p.m., the Jury Panel exits the Court.

At 4:39 p.m., Court reconvenes with Counsel and Defendant present.

Court and Counsel discuss a jury question, therefore; those matters will be sealed by separate minute entry.

cc: Dean Trebesch (Contract Administrator) (PD) (e)
Christopher DuPont, Trautman DuPont PLC,
Counsel for Victims Charlotte and Katherine DeMocker
YCSO – Detention Records (e)
Victim Services (e)
John Napper, Counsel for Renee Girard(e)
Division 6